

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON RULES

Call to Order: CHAIRMAN JIM PETERSON, on December 15, 2008 at 11:00 A.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Sen. Jim Peterson, Chairman (R)
Sen. Gregory D. Barkus (R)
Sen. John Brenden (R)
Sen. Roy Brown (R)
Sen. Mike Cooney (D)
Sen. John Esp (R)
Sen. Jeff Essmann (R)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Bob Hawks (D)
Sen. Jesse Laslovich (D)
Sen. Dan McGee (R)
Sen. Bob Story Jr. (R)
Sen. David E. Wanzienried (D)
Sen. Carol Williams (D)

Members Excused: None.

Members Absent: Sen. Steven Gallus (D)

Staff Present: Greg Petesch, Legislative Branch
Susan Fox, Legislative Branch
Karlie Hill, Secretary

Audio Committees: These minutes are in outline form only.
They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary: LC8001 and Proposed Changes

00:00:01 **Sen. Peterson** called meeting to order.

00:01:17 **Sens. Wanzenried** and **Gillan** on conference call.

Discussion:

00:03:02 **Susan Fox, Legislative Services**

00:07:12 **Greg Petesch, Director, Legal Services**
EXHIBIT(rus00a01)

00:09:44 **Sen. Barkus**

00:10:17 **Greg Petesch**

00:12:03 **Sen. Cooney**

00:15:11 **Sen. Story**

00:16:25 **Sen. McGee** asked for clarification on Minority
Committee reports (Section 30-130) Mr. Petesch
explained.

00:25:51 **Sen. Peterson**

00:26:07 **Sen. Barkus** asked question about Section 10-60.
Mr. Petesch answered.

00:27:35 **Sen. Esp** asked for clarification on Section 10-60.
Mr. Petesch answered.

00:29:16 **Sen. Cooney**

00:29:34 **Sen. McGee** asked question about Section 20-70.

00:31:04 **Sen. Cooney** asked for the definition of "Staff."
Greg Petesch answered.

00:31:35 **Sen. Cooney**
Greg Petesch

00:32:18 **Sen. Brown**
Greg Petesch

00:33:28 **Sen. Peterson**
Greg Petesch

00:35:07 **Sen. Esp**

00:35:58 **Sen. Cooney**

00:36:54 **Sen. Story**

00:37:57 **Sen. Essmann**

00:38:39 **Susan Fox**

00:39:42 **Sen. Barkus**

00:40:28 **Sen. McGee**
Mr. Petesch

00:41:18 **Motion:** **Sen. Cooney** moved that an individual senator may request a document or other communication be delivered to Senate desks without the President's approval but anything for floor distribution must be approved by the President.

Discussion:

00:41:59 **Sen. Barkus**

00:42:23 **Sen. Story**

00:42:51 **Sen. Cooney**

00:43:22 **Vote:** **Motion** carried unanimously by voice vote.

Discussion:

00:44:24 **Sen. McGee** posed questions Section 30-60 former Subsection 4.

00:45:59 **Motion/Vote:** **Sen. McGee** moved to take language and add it as Subsection 2D of Section 30-60. Motion carried by unanimous voice vote.

Discussion:

00:47:12 **Sen. McGee** asked for clarification on changes on Section 30-60 Subsection 9. **Mr. Petesch** answered.

00:48:21 **Sen. McGee** asked for clarification on Section 30-130 **Mr. Petesch** answered.

00:49:19 **Sen. McGee** requested clarification on Section 40-20.

00:51:30 **Sen. McGee** questioned Section 50-120.

00:52:14 **Sen. Cooney** asked a question regarding Section 50-100.
Mr. Petesch answered.

00:54:05 **Sen. Cooney** question about Section 50-160. **Mr. Petesch** answered.

00:55:53 **Sen. Story** clarification on multiple points.
Mr. Petesch answered.

00:59:34 **Motion:** **Sen. McGee** moved to strike segregate, table, and reconsider from Section 50-160.

Discussion:

01:00:47 **Sen. Gebhardt**

01:01:36 **Sen. McGee**
Greg Petesch

01:03:27 **Sen. McGee** asked about postponing bills in the past.

01:04:30 **Sen. Gebhardt**

01:06:05 **Sen. Story**

01:07:10 **Vote:** Motion carried 14-1 by voice vote.
Sen. Esp voted no.

01:07:37 **Motion/Vote:** **Sen. Story** moved to strike Section 30-70 Subsection 2 added language. Motion carried unanimously by voice vote.

Discussion:

01:08:30 **Sen. Story** discussed Section 30-10 Subsection 2

01:10:09 **Sen. Williams**

01:10:50 **Sen. Hawks**

01:12:04 **Sen. Story**
EXHIBIT(rus00a02)

01:12:25 **Motion:** **Sen. Barkus** moved to remove the language from Section 30-10 last sentence on Subsection 2.

Discussion:

01:12:56 **Sen. Cooney** opposed the motion.

01:13:58 **Sen. Story** proposed added language.

01:14:22 **Sen. Laslovich** disagreed.

01:15:11 **Sen. Barkus**

01:16:20 **Sen. Story**

01:16:57 **Sen. Laslovich**

01:20:07 **Vote:** Motion carried 8-7 by roll call vote. Sens. Cooney, Gillan, Hawks, Laslovich, Story, Wanzenried, and Williams voted no. Sen. Gillan voted by proxy.

01:20:19 **Motion:** Sen. McGee moved to reinstate Legislative Administration Committee Sections 10-50, 10-80, 10-120, 30-20).

Discussion:

01:21:05 **Sen. Hawks**

01:22:14 **Vote:** Motion carried by unanimous voice vote.

Discussion:

01:22:43 **Sen. Williams** asked where the language stricken by Barkus's motion will be placed. **Mr. Petesch** answered.

Motion/Vote: Sen. Williams moved to move language from Section 30-10 to Section 10-10. Motion carried 13-2 by voice vote. Sens. McGee and Brenden voted no.

01:26:33 **Motion:** Sen. Story moved the Resolution (Exhibit 1) regarding nominations Section 70-20.

Discussion:

01:30:01 **Sen. Williams**

01:32:25 **Sen. Barkus**

01:33:26 **Sen. Brenden**

01:34:26 **Sen Laslovich**
Sen. Story

01:36:50 **Sen. Laslovich**
Sen. Story

01:38:21 **Sen. Cooney**

01:40:43 **Sen Gillan**

01:43:15 **Vote: Motion carried 9-6 by roll call vote.** Sens.
Cooney, Gillan, Hawks, Laslovich, Wanzenried and
Williams voted no. Sen. Wanzenried voted by proxy.

Discussion:

01:43:56 **Sen. Esp** question regarding Section 150-120 Subsection
2.
Greg Petesch

01:47:40 **Motion/Vote: Sen. McGee moved Bill Drafting Request**
Senate Resolution to revise and adopt Senate Rules. The
Motion carried 14-1 by voice vote. Sen. Laslovich
voted no.

ADJOURNMENT

Adjournment: 4:00 P.M.

SEN. JIM PETERSON, Chairman

Karlie Hill, Secretary

JP/kh

Additional Exhibits:

EXHIBIT ([rus00aad.pdf](#))